

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION (DAYTON)

PLAYTEX PRODUCTS, INC., a Delaware  
corporation,

Plaintiff,

v.

THE PROCTOR & GAMBLE  
DISTRIBUTING COMPANY, an Ohio  
corporation, and THE PROCTOR &  
GAMBLE COMPANY, an Ohio corporation,

Defendants.

CASE NO. C-1-02-391

(Hon. Thomas M. Rose)

**EXHIBIT L TO DECLARATION OF ALLON  
STABINSKY IN SUPPORT OF PLAYTEX'S  
JOINT OPPOSITION TO DEFENDANTS'  
(A) MOTION FOR SUMMARY JUDGMENT  
OF NON-INFRINGEMENT BASED ON  
MARKMAN RULING (DKT. 96), AND (B)  
MOTION TO EXCLUDE THE OPINIONS IN  
PLAINTIFF'S SUPPLEMENTAL EXPERT  
REPORTS (DKT. 94).**

**FILED UNDER SEAL  
CONTAINS CONFIDENTIAL INFORMATION  
TO BE OPENED ONLY BY OR AS DIRECTED BY THE COURT**